

# **EXHIBIT 4**

**Subject:** Re: Motion to Consolidate Jackson Water Cases  
**Date:** Thursday, June 2, 2022 at 5:49:10 PM Eastern Daylight Time  
**From:** Kimberly Lynn Russell  
**To:** Davide Macelloni, Meade Mitchell, Claire Barker, djc@wisecarter.com, Beau Cole, Richard Daniels, tharris@cochranfirm.com, john@hgattorneys.com, Kipfmiller, Amber, Gerald.Kucia@ago.ms.gov, Webster III, Clarence, cmartin@city.jackson.ms.us, Pickett, Kaytie, Orlando R. Richmond, Sr., Margaret Smith, Stone, Adam, Phillip Sykes, LT Allen  
**CC:** Corey Stern, John Guinan, Amber R. Long, Rogen Chhabra, Darryl Gibbs  
**Attachments:** image001.png, image002.png, image003.png

Davide —

Thanks for the letting me know. We will make sure this is included in the motion to reflect your email.

Best,  
Kimberly

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**From:** Davide Macelloni <dmacelloni@drbdc-law.com>  
**Sent:** Thursday, June 2, 2022 5:46:37 PM  
**To:** Kimberly Lynn Russell <klrussell@levylaw.com>; Meade Mitchell <Meade.Mitchell@butlersnow.com>; Claire Barker <cbarker@city.jackson.ms.us>; djc@wisecarter.com <djc@wisecarter.com>; Beau Cole <Beau.Cole@butlersnow.com>; Richard Daniels <rdaniels@drbdc-law.com>; tharris@cochranfirm.com <tharris@cochranfirm.com>; john@hgattorneys.com <john@hgattorneys.com>; Kipfmiller, Amber <akipfmiller@joneswalker.com>; Gerald.Kucia@ago.ms.gov <Gerald.Kucia@ago.ms.gov>; Webster III, Clarence <cwebster@joneswalker.com>; cmartin@city.jackson.ms.us <cmartin@city.jackson.ms.us>; Pickett, Kaytie <kpickett@joneswalker.com>; Orlando R. Richmond, Sr. <Orlando.Richmond@butlersnow.com>; Margaret Smith <Margaret.Smith@butlersnow.com>; Stone, Adam <astone@joneswalker.com>; Phillip Sykes <Phillip.Sykes@butlersnow.com>; LT Allen <ltallen@hgattorneys.com>  
**Cc:** Corey Stern <CStern@levylaw.com>; John Guinan <JGuinan@levylaw.com>; Amber R. Long <ALong@levylaw.com>; Rogen Chhabra <rchhabra@cglawms.com>; Darryl Gibbs <dgibbs@cglawms.com>  
**Subject:** Re: Motion to Consolidate Jackson Water Cases

Kimberly,

Apologies for the delayed response. Trilogy does not oppose consolidation of these matters.

Please let me know if you have any questions. Thank you.

Best regards,

Davide Macelloni, Esq.  
Daniels, Rodriguez, Berkeley, Daniels & Cruz P.A.  
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(305) 448-7988

---

**From:** Kimberly Lynn Russell <klrussell@levylaw.com>  
**Sent:** Thursday, June 2, 2022 5:15:39 PM  
**To:** Meade Mitchell <Meade.Mitchell@butlersnow.com>; Claire Barker <cbarker@city.jackson.ms.us>;

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**Cc:** Corey Stern <CStern@levylaw.com>; John Guinan <JGuinan@levylaw.com>; Amber R. Long <ALong@levylaw.com>; Rogen Chhabra <rchhabra@cglawms.com>; Darryl Gibbs <dgibbs@cglawms.com>

**Subject:** Re: Motion to Consolidate Jackson Water Cases

Meade –

Acknowledged. We will include the State Defendants' position to reflect this email.

Thanks,  
Kimberly

**Kimberly L. Russell**

Associate



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**From:** Meade Mitchell <Meade.Mitchell@butlersnow.com>

**Date:** Thursday, June 2, 2022 at 4:53 PM

**To:** Kimberly Lynn Russell <klrussell@levylaw.com>, Claire Barker <cbarker@city.jackson.ms.us>, djc@wisecarter.com <djc@wisecarter.com>, Beau Cole <Beau.Cole@butlersnow.com>, rdaniels@drbdc-law.com <rdaniels@drbdc-law.com>, tharris@cochranfirm.com <tharris@cochranfirm.com>, john@hgattorneys.com <john@hgattorneys.com>, Kipfmiller, Amber <akipfmiller@joneswalker.com>, Gerald.Kucia@ago.ms.gov <Gerald.Kucia@ago.ms.gov>, Webster III, Clarence <cwebster@joneswalker.com>, dmacelloni@drbdc-law.com <dmacelloni@drbdc-law.com>, cmartin@city.jackson.ms.us <cmartin@city.jackson.ms.us>, Pickett, Kaytie <kpickett@joneswalker.com>, Orlando R. Richmond, Sr. <Orlando.Richmond@butlersnow.com>, Margaret Smith <Margaret.Smith@butlersnow.com>, Stone, Adam <astone@joneswalker.com>, Phillip Sykes <Phillip.Sykes@butlersnow.com>, LT Allen <ltallen@hgattorneys.com>

**Cc:** Corey Stern <CStern@levylaw.com>, John Guinan <JGuinan@levylaw.com>, Amber R. Long <ALong@levylaw.com>, Rogen Chhabra <rchhabra@cglawms.com>, Darryl Gibbs

<dgibbs@cglawms.com>

**Subject:** RE: Motion to Consolidate Jackson Water Cases

Kimberly,

On behalf of MSDH and Mr. Craig, we are not opposed in principle to consolidation for discovery only of 21-663 and 21-667 and 22-171. We must see the Plaintiffs' motion before commenting further.

Our clients are opposed to trial consolidation. Our clients are opposed to consolidation of early motion practice in 21-663 and 21-667 and 22-171, since briefing is complete on our clients' early motions in 21-663 and 21-667.

Thanks,

**Meade W. Mitchell**

**Butler Snow LLP**

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[Twitter](#) | [LinkedIn](#) | [Facebook](#) | [YouTube](#)

---

**From:** Webster III, Clarence <cwebster@joneswalker.com>

**Sent:** Thursday, June 2, 2022 10:11 AM

**To:** Kimberly Lynn Russell <klrussell@levylaw.com>; Claire Barker <cbarker@city.jackson.ms.us>; djc@wisecarter.com; Beau Cole <Beau.Cole@butlersnow.com>; rdaniels@drbdc-law.com; tharris@cochranfirm.com; john@hgattorneys.com; Kipfmiller, Amber <akipfmiller@joneswalker.com>; Gerald.Kucia@ago.ms.gov; dmacelloni@drbdc-law.com; cmartin@city.jackson.ms.us; Meade Mitchell <Meade.Mitchell@butlersnow.com>; Pickett, Kaytie <kpickett@joneswalker.com>; Orlando R. Richmond, Sr. <Orlando.Richmond@butlersnow.com>; Margaret Smith <Margaret.Smith@butlersnow.com>; Stone, Adam <astone@joneswalker.com>; Phillip Sykes <Phillip.Sykes@butlersnow.com>; LT Allen <ltallen@hgattorneys.com>

**Cc:** Corey Stern <CStern@levylaw.com>; John Guinan <JGuinan@levylaw.com>; Amber R. Long <ALong@levylaw.com>; Rogen Chhabra <rchhabra@cglawms.com>; Darryl Gibbs <dgibbs@cglawms.com>

**Subject:** RE: Motion to Consolidate Jackson Water Cases

Kim:

I am sending this response on behalf of Terris, John, and LT, too.

The Jackson defendants do not oppose consolidation for discovery purposes only. As you know, the City Defendants filed motions, requesting, among other things, dismissal of plaintiffs' negligence claims due to the timeliness of service of purported MTCA notices on the City in 21-663 and 21-667. That issue must be resolved before we may consider consolidation of 21-663 and 21-667 with 22-171 for any other purpose beyond discovery.

**Clarence Webster III** | Partner

Jones Walker LLP

D: 601.949.4612

[cwebster@joneswalker.com](mailto:cwebster@joneswalker.com)

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**From:** Kimberly Lynn Russell <[klrussell@levylaw.com](mailto:klrussell@levylaw.com)>

**Sent:** Thursday, June 2, 2022 8:51 AM

**To:** Claire Barker <[cbarker@city.jackson.ms.us](mailto:cbarker@city.jackson.ms.us)>; [djc@wisecarter.com](mailto:djc@wisecarter.com); Beau Cole <[Beau.Cole@butlersnow.com](mailto:Beau.Cole@butlersnow.com)>; [rdaniels@drbdc-law.com](mailto:rdaniels@drbdc-law.com); [tharris@cochranfirm.com](mailto:tharris@cochranfirm.com); [john@hgattorneys.com](mailto:john@hgattorneys.com); Kipfmiller, Amber <[akipfmiller@joneswalker.com](mailto:akipfmiller@joneswalker.com)>; [Gerald.Kucia@ago.ms.gov](mailto:Gerald.Kucia@ago.ms.gov); [dmacelloni@drbdc-law.com](mailto:dmacelloni@drbdc-law.com); [cmartin@city.jackson.ms.us](mailto:cmartin@city.jackson.ms.us); Meade Mitchell <[Meade.Mitchell@butlersnow.com](mailto:Meade.Mitchell@butlersnow.com)>; Pickett, Kaytie <[kpickett@joneswalker.com](mailto:kpickett@joneswalker.com)>; Orlando R. Richmond, Sr. <[Orlando.Richmond@butlersnow.com](mailto:Orlando.Richmond@butlersnow.com)>; Margaret Smith <[Margaret.Smith@butlersnow.com](mailto:Margaret.Smith@butlersnow.com)>; Stone, Adam <[astone@joneswalker.com](mailto:astone@joneswalker.com)>; Phillip Sykes <[Phillip.Sykes@butlersnow.com](mailto:Phillip.Sykes@butlersnow.com)>; Webster III, Clarence <[cwebster@joneswalker.com](mailto:cwebster@joneswalker.com)>; LT Allen <[ltallen@hgattorneys.com](mailto:ltallen@hgattorneys.com)>

**Cc:** Corey Stern <[CStern@levylaw.com](mailto:CStern@levylaw.com)>; John Guinan <[JGuinan@levylaw.com](mailto:JGuinan@levylaw.com)>; Amber R. Long <[ALong@levylaw.com](mailto:ALong@levylaw.com)>; Rogen Chhabra <[rchhabra@cglawms.com](mailto:rchhabra@cglawms.com)>; Darryl Gibbs <[dgibbs@cglawms.com](mailto:dgibbs@cglawms.com)>

**Subject:** [EXTERNAL] Re: Motion to Consolidate Jackson Water Cases

Good morning, everyone –

We have not heard back from you all about consolidation. Please let me know by today if you have a position on this.

Since the court has asked us to indicate where opposing counsel stands in our memo, I will have to address it. Without response from you all, I will assume you plan to oppose consolidation and I will include that information in our memo.

Let me know if there are any questions I can answer.

Thanks,  
Kimberly

**Kimberly L. Russell**

Associate



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**From:** Kimberly Lynn Russell <[klrussell@levylaw.com](mailto:klrussell@levylaw.com)>

**Date:** Tuesday, May 31, 2022 at 12:40 PM

**To:** Claire Barker <[cbarker@city.jackson.ms.us](mailto:cbarker@city.jackson.ms.us)>, [djc@wisecarter.com](mailto:djc@wisecarter.com) <[djc@wisecarter.com](mailto:djc@wisecarter.com)>, Beau Cole <[Beau.Cole@butlersnow.com](mailto:Beau.Cole@butlersnow.com)>, [rdaniels@drbdc-law.com](mailto:rdaniels@drbdc-law.com) <[rdaniels@drbdc-law.com](mailto:rdaniels@drbdc-law.com)>,

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**Cc:** Corey Stern <[CStern@levylaw.com](mailto:CStern@levylaw.com)>, John Guinan <[JGuinan@levylaw.com](mailto:JGuinan@levylaw.com)>, Amber R. Long <[ALong@levylaw.com](mailto:ALong@levylaw.com)>, Rogen Chhabra <[rchhabra@cglawms.com](mailto:rchhabra@cglawms.com)>, Darryl Gibbs <[dgibbs@cglawms.com](mailto:dgibbs@cglawms.com)>  
**Subject:** Motion to Consolidate Jackson Water Cases

Good afternoon, everyone —

As discussed Friday in our status conference with Judge Reeves, our team is moving forward with our motion to consolidate cases 3:21-663; 3:21-667; and 3:22-171. The motion is due this Friday, June 3.

During the conference, Judge Reeves also advised plaintiffs to include which parties are in favor of consolidation in this motion.

**If any of your clients are in favor of the consolidation, please let me know by close of business tomorrow, June 1.**

Thanks,  
Kimberly Russell

**Kimberly L. Russell**  
Associate



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